

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF COLORADO

DOCKET NO. 04A-069CP

IN THE MATTER OF THE APPLICATION OF MARY L. NELSON,
D/B/A K & A TRANSPORTATION, P.O. BOX 803, LAFAYETTE, COLORADO
80026, FOR A CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY TO
OPERATE AS A COMMON CARRIER BY MOTOR VEHICLE FOR HIRE.

**INTERIM ORDER OF
ADMINISTRATIVE LAW JUDGE
WILLIAM J. FRITZEL
ACCEPTING RESTRICTIVE AMENDMENT**

Mailed Date: April 16, 2004

I. STATEMENT

1. Mary L. Nelson, doing business as K & A Transportation (Applicant) filed an application for a certificate of public convenience and necessity to operate as a common carrier by motor vehicle for hire.

2. The Commission issued notice of the application on February 23, 2004 as follows:

For a certificate of public convenience and necessity to operate as a common carrier by motor vehicle for hire for the transportation of

passengers and their baggage, in call-and-demand limousine service,

between all points within the counties of Adams, Arapahoe, Boulder, Broomfield, Denver, Douglas, and Jefferson, State of Colorado.

RESTRICTIONS: This application is restricted as follows:

- (I) Against any transportation service that originates or terminates at Denver International Airport;
- (II) Against providing any transportation service that originates or terminates at any hotel or motel; and

(III) To the use of vehicles with a seating capacity of eight or more passengers.

3. On April 9, 2004, Applicant and Intervenor, Metro Taxi, Inc., filed a Stipulated Motion for Imposition of Restrictive Amendment and Conditional Withdrawal of Intervention. In this pleading, Applicant moves to restrictively amend the application so that the complete authority requested would read as follows:

For a certificate of public convenience and necessity to operate as a common carrier by motor vehicle for hire for the transportation of passengers and their baggage in call-and-demand limousine service:

- (I) Between all points in the counties of Boulder and Broomfield;
- (II) Applicant shall also have authority to originate trips from all points in the counties of Boulder and Broomfield destined only to non-emergency medical appointments at locations in the counties of Adams, Denver, and Douglas with the right to provide return transportation of the individual or individuals at the conclusion of the non-emergency medical appointment to points in the counties of Boulder and Broomfield so long as the return trip is part of a same-day, roundtrip service.

RESTRICTIONS: Parts (I) and (II) of this certificate are restricted as follows:

- (1) Against any transportation service that originates or terminates at Denver International Airport;
 - (II) Against any transportation service that originates or terminates at any hotel or motel; and
 - (III) To the use of vehicles with a seating capacity of eight (8) or more passengers, excluding the driver.
4. The proposed restrictive amendment is found to be acceptable.

II. ORDER

A. It Is Ordered That:

1. The motion of Applicant, Mary L. Nelson, doing business as K & A Transportation to restrictively amend the application is accepted.

2. The authority requested in this docket is restricted as indicated in paragraph no. 3 above.

3. This Order is effective immediately.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Administrative Law Judge